

MORGAN, LEWIS & BOCKIUS LLP
Esther K. Ro, Bar No. 252203
esther.ro@morganlewis.com
300 South Grand Avenue
Twenty-Second Floor
Los Angeles, CA 90071-3132
Tel: +1.213.612.2500
Fax: +1.213.612.2501

Attorneys for Defendant
TOYOTA MOTOR SALES, U.S.A., INC.

KESSLER TOPAZ MELTZER & CHECK, LLP
Jennifer L. Joost, Bar No. 296164
jjoost@ktmc.com
One Sansome Street, Suite 1850
San Francisco, CA 94104
Tel: +1.415.400.3000
Fax: +1.415.400.3001

Attorneys for Plaintiffs
PAUL STOCKINGER, ELIZABETH
STOCKINGER, BASUDEB DEY, GAILYN
KENNEDY, ELIEZER CASPER, and YVETTE
ALLEY, and Movant TIMOTHY BARABE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PAUL STOCKINGER, ELIZABETH
STOCKINGER, BASUDEB DEY,
GAILYN KENNEDY, ELIEZER
CASPER, and YVETTE ALLEY on behalf
of themselves and all others similarly
situated,

Plaintiffs,

vs.

TOYOTA MOTOR SALES, U.S.A., INC.,
a California corporation,

Defendant.

Case No. 3:18-mc-80102-JCS

Assigned to Magistrate Judge
Joseph C. Spero

**JOINT STIPULATION TO
TRANSFER CASE TO UNITED
STATES DISTRICT COURT FOR
THE CENTRAL DISTRICT OF
CALIFORNIA**

[[Proposed] Order submitted
concurrently]

Toyota Motor Sales, U.S.A., Inc. (“Toyota”) and Movant Timothy Barabe
 (“Barabe”) jointly stipulate as follows:

WHEREAS on May 25, 2018, Toyota served Barabe with a Subpoena to
Testify at a Deposition in a Civil Action in connection with the underlying

1 litigation titled *Stockinger, et al. v. Toyota Motor Sales, U.S.A., Inc.*, Case No. 2:17-
2 cv-00035-VAP-KSx, pending in the United States District Court for the Central
3 District of California;

4 **WHEREAS** on June 19, 2018, Barabe filed a Motion to Quash Subpoena in
5 the United States District Court for the Northern District of California (Dkt. 1);

6 **WHEREAS** Barabe requested that his motion be transferred to the United
7 States District Court for the Central District of California, where the underlying
8 litigation is pending;

9 **WHEREAS** on June 19, 2018, Yvette Gayfield, another non-party witness,
10 filed a Motion to Quash Subpoena in the United States District Court for the
11 Northern District of California, which presently is assigned to Magistrate Judge
12 Elizabeth D. Laporte (Case No. 3:18-mc-80103-EDL);

13 **WHEREAS** Gayfield requested that her motion be transferred to the United
14 States District Court for the Central District of California, where the underlying
15 litigation is pending, and the parties are stipulating to transfer her motion;

16 **WHEREAS** on June 22, 2018, Deanne Casper, another non-party witness,
17 filed a Motion to Quash Subpoena in the United States District Court for the
18 Southern District of Florida, which was transferred to the United States District
19 Court for the Central District of California on June 25, 2018; and

20 **WHEREAS** the parties agree that it would conserve judicial economy and
21 the parties' resources to have all three motions heard by the same court.

22 **IT IS HEREBY STIPULATED AND AGREED** that Barabe's Motion to
23 Quash Subpoena be transferred to the United States District Court for the Central
24 District of California and assigned to the Honorable Virginia A. Phillips and the
25 Honorable Karen L. Stevenson (Magistrate).

1 Dated: June 29, 2018

MORGAN, LEWIS & BOCKIUS LLP
Esther K. Ro

3 By /s/ Esther K. Ro

4 Esther K. Ro
5 Attorneys for Defendant
TOYOTA MOTOR SALES, U.S.A., INC.

7 Dated: June 29, 2018

KESSLER TOPAZ MELTZER & CHECK, LLP
Jennifer L. Joost

9 By /s/ Jennifer L. Joost

10 Jennifer L. Joost
11 Attorneys for Plaintiffs PAUL
12 STOCKINGER, ELIZABETH
13 STOCKINGER, GAILYN KENNEDY,
14 BASUDEB DEY, ELIEZER CASPER, AND
15 YVETTE ALLEY, and Movant TIMOTHY
16 BARABE

15 **L.R. 5-4.3.4(a)(2)(i) Certification:**

16 Pursuant to Local Rule 5-4.3.4(a)(2)(i), the filer of the document attests that
17 concurrence in the filing of the document has been obtained from each of the other
18 Signatories.

19 /s/ Esther K. Ro

20 Esther K. Ro